

ASSIGNED

12785

AMENDED

APPLICATION FOR PERMIT

Serial No.

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC 31 1948
 Returned to applicant for correction AUG 5 1949
 Corrected application filed SEP 12 1949

The undersigned James M. Daniels
Name of applicant
 of Goldfield,, County of Esmeralda,
 State of Nevada, hereby make S application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.)

1. The source of the proposed appropriation is Cactus Spring,
Name of stream, lake, or other source
2. The amount of water applied for is 0.25 second-feet.
One second-foot equals 40 miners' inches
3. The water to be used for stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
In the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, T. 2 S., R. 46 E., MDM., whence the SE Cor.
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
Sec. 32, T. 2 S., R. 46 E., MDM., bears S. 64° W., 7350 ft.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Place of use SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, T. 2 S., R. 46 E., MDM.
Give location of place of use by legal subdivision
- (f) Point of return of water to stream same as place of use.
Describe in same manner as point of diversion
- (g) State number and kinds of animals to be watered
300 head of cattle and 15 horses.
- (h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.
Month Month
- (i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

100' 1½" pipe line, by gravity, direct to troughs.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$250.00
6. Estimated time required to construct works one year.
7. Remarks

For use of applicant

s/James M. Daniels, Applicant.

By s/Ed S. Giles, agent,
Box 666--Goldfield, Nevada

Compared *L.M. + M.P.*

This sheet inspected

Protested Dec. 2, 1949 by Corps of Engineers, U. S. Army.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the number of stock watered daily, which number must be stated in the proof of beneficial use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.01

cubic feet per second, or sufficient to water 300 head of cattle and 15 horses.

Actual construction work shall begin on or before July 23, 1953

Proof of commencement of work shall be filed before August 23, 1953

Work must be prosecuted with reasonable diligence and be completed on or before July 23, 1954

Proof of completion of work shall be filed before August 23, 1954

Application of water to beneficial use shall be made on or before

July 23, 1954

Proof of the application of water to beneficial use must be filed with State Engineer on or before August 23, 1954

Map Filed AUG. 24 1949 under 12784

Proof of commencement of work filed AUG 13 1953

Proof of Completion of work filed JUL 21 1954

PROOF OF BENEFICIAL USE FILED JUL 21 1954

WITNESS MY HAND AND SEAL this 23rd day of January, 1953

4168 JAN 24 1955 JAN 0.00 98

Recorded Jan 25/55 Bk 3 Page 3

County Records. Rn

HUGH A. SHAMBERGER
State Engineer.

By Edmund Muth
EDMUND MUTH-Asst. State Engineer

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